

# SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: November 9, 2006

DEPT. 71

REPORTER A: Peter Stewart

CSR# 3184

PRESENT HON. RONALD S. PRAGER

REPORTER B:

CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF: L. Wilks

REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

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## MINUTE ORDER

IN RE: JCCP 4221/4224/4226&4428 – Natural Gas Anti-Trust Cases (Price Indexing)

The attached Court's ruling regarding **ORAL ARGUMENT ON THE TENTATIVE RULING –MOTION TO QUASH ON CENTERPOINT-RELIANT** applies to all cases listed as follows:

4221-00022	COUNTY OF SANTA CLARA vs SEMPRA ENERGY
4221-00023	CITY AND COUNTY OF SAN FRANCISCO vs SEMPRA ENERGY
4221-00024	COUNTY OF SAN DIEGO vs SEMPRA ENERGY
4221-00026	CITY OF SAN DIEGO vs SEMPRA ENERGY
4221-00027	TAMCO vs DYNEGY INC
4221-00033	COUNTY OF ALAMEDA vs SEMPRA ENERGY
4221-00034	THE REGENTS OF THE UNIVERSITY OF CALIFORNIA vs RELIANT ENERGY SERVICES INC
4221-00035	SCHOOL PROJECT FOR UTILITY RATE REDUCTION vs SEMPRA ENERGY
4221-00036	ASSOCIATION OF BAY AREA GOVERNMENTS vs SEMPRA ENERGY
4221-00037	OWENS-BROCKWAY GLASS CONTAINER INC vs SEMPRA ENERGY
4221-00039	CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER vs RELIANT ENERGY SERVICES INC
4221-00040	SACRAMENTO MUNICIPAL UTILITY DISTRICT vs RELIANT ENERGY SERVICES INC
4221-00042	PODESTA vs ENCANA ENERGY SERVICES INC
4221-00042	PODESTA vs ENCANA ENERGY SERVICES INC
4221-00044	COUNTY OF SAN MATEO vs SEMPRA ENERGY
4221-00045	BUSTAMANTE vs WILLIAMS ENERGY SERVICES
4221-00046	PABCO BUILDING PRODUCTS vs DYNEGY INC
4221-00047	BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY vs DYNEGY INC
4221-00043	NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY

11:15 a.m. This being the time previously set for **ORAL ARGUMENT** in the above entitled cause Court convenes with counsel as noted on Exhibit "A" which is attached hereto and incorporated herein as though set forth in full.

Seated at counsel table are:

Barry Himmelstein of Lieff, Cabraser, Heimann & Bernstein  
Joseph W. Cotchett, Nancy Fineman and Nanci Nishimura of Cotchett, Pitre, Simon & McCarthy  
Christopher Healy of Luce Forward  
Geoffrey T. Holtz of Bingham McCutchen  
Karen Corallo of Akin Gump Strauss, Hauer & Feld

Attorney Barry Himmelstein for Class Plaintiffs and Christopher Healy for Defendant Reliant state for the record that a settlement has been reached between Defendant Reliant-CenterPoint and Class Plaintiffs only. The Class Plaintiffs and Defendant Reliant withdraw the motion to quash as to the above parties only.

Attorney Corallo presents argument on behalf of the Defendant Reliant CenterPoint as to the objections of Independent Plaintiffs only.

11:42 a.m. Attorney Nashimura presents argument on behalf of the Independent Plaintiffs only.

11:55 a.m. Attorney Corallo presents rebuttal argument on behalf of the Defendant.

12:00 p.m. Attorney Holtz presents argument on behalf of the Defendants.

12:12 p.m. Attorney Fineman presents argument on behalf of the Independent Plaintiffs.

12:17 p.m. Attorney Holtz presents rebuttal argument on behalf of the Defendants.

12:20 p.m. The Court takes the matter under submission and Court is adjourned.

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